G. R. S. 58]

Previous references

SR 85-97

881-8 B

Later references.

Q 61-99

881-2 B

191

(Sep. Rev.)

File No. 60-99.

Serial Nos. 1-7

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 7.

Major ~~Part~~ B for Dec 99.

SUBJECT.

Retention of Mr. Kearns' Services.

1. From The F. A. Resident in Mysore.
D. Ex 41. L. No. 3450/88-97 dt 4. 8. 99.
Enquires whether Mr Kearns returns to the Madras Salt Department & if so on what date.

2. To The Excise Commr. No 1256 dt 9-8-99.
Forwards copy of the above with a request to be furnished with the information called for above.

GPE—3,500—21-7-11

Excise Commrs.

D. Ex 47. No 1350/47 9 10.8.97

States that he has already submitted demi officially, a memorandum to the Dewan, recommending that the services of Messrs Kearns may be retained up to 30th June 1900.

To The F. A. Resident

No 1683. 9 24.8.99

Communicates the above requesting the favor of the Resident, moving the Madras Government to sanction the continuance of his loan till 30th June 1900.

From The F. A. Resident

D. Ex 126. L. No 5213. 9 21-11-99.

Forwards for information Copy of letter from the Secy to Government of Madras, requesting that the date from which Mr Kearns is granted a salary of Rs 600/- may be intimated

To The F. A. Resident.

No. 4233-9 11-12-99

States that the increase to Mr Kearns' salary will take effect from the 1st April 99.

To The Excise Commissioner / The Comptroller } No 4234-5 / 9 11-12-99

Sanctions the retention of Messrs Kearns, 2 [illegible]

S.R.J. 56 of 86-7 90
SL 37 (37)

Bangalore

10th July 1899

My dear Sir

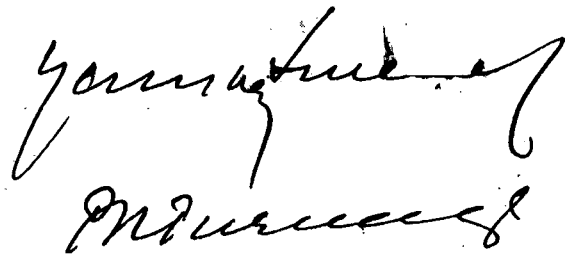
Please submit the enclosed to the Dewan - I have submitted it in accordance with his personal adv

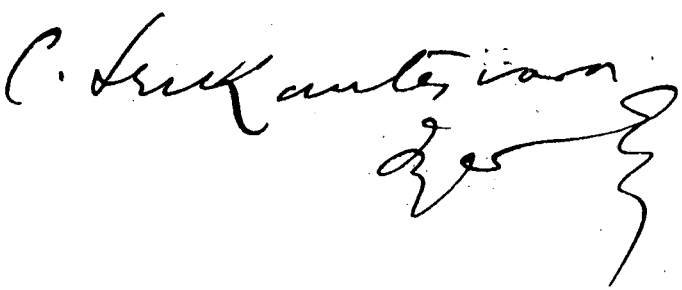
9/ ✓

I would request
you to place this
before the Governor
at once as the
Resident will leave
Bhuj at 8 a.m.
on regard to confirmation
of the Khan's

3 92

Lennes





When I submitted the subject of increase of his pay in April 98 the Dewan was pleased to say that if Mr Kearns promotion was accepted in Madras – that would be recognised and fifty Rs would be added to his pay as an increment. But I have since ascertained that so long as he is in Foreign Service he cannot be accepted i.e his acting appointment cannot be accepted I infer the same would be the case even in regard to his permanent promotion. I have also ascertained that in all probability – he would have continued to act as Asst Commr' ten rows under these

circumstances, he continues
still like a boon. Further
more he has been representing
that those over whom he was
promoted are now acting as
Asstt Comrs thus bearing his
name in the rank of Dispys. This
would be prejudicial to his interests
as he rightly says. In submitting
these matters for the consideration
of the Dewan I beg to recommend
that the Dewan will be pleased
to raise his pay here from Rs
hundred to Rs hundred - I
beg also to urge for the most
favorable consideration of the
Dewan that the increase
may be given effect to

from date of his coming into
Myore Service. I am induced
to make this request on his
behalf as he has worked
very hard during this time
and has by results given entire
satisfaction - not to say by
his method of work, ~~[illegible]~~
~~[illegible]~~
and loyalty to it. In the
recent ~~[illegible]~~ sales he was present
in every one of his Talooks in his
three districts and the sales
were most successfull yielding
an increase of more than a
lac & a half in his Division -
He has besides worked the D. J.
system in the Bagini tracts

9

in a very conciliatory manner & talking the European & native coffee planters & Kandyan chiefs into his confidence by fully & frankly explaining the system & then removing their fears concerning it. In fact the sale throughout the Province which resulted in an increase of nearly 3,35,000 lbs more ~~[illegible]~~ do very good. mainly because the whole subordinate staff worked the J.J. system so as to popularize it amongst the Peasantry men - and there was no pressure a influence brought to bear either by the Revenue or Executive officers. Government has on a former occasion when imposing the system in 92-9

10 99

pleased to grant - bonuses to the
departmental subordinates
who had worked loyally & merited
recognition - ~~of~~ similar liberal
treatment ~~etc~~ is accorded to
deserving officers they are sure
to serve Government with increased
devotion and singleness of purpose
for the interests of Govt. without
however recommending Mr Kearns
for any bonus as such, I beg to
submit that he may be helped
in the way solicited above, as he
has pecuniarily been a sufferer

P. Narasinga

Executive Engineer in charge

10th July 99
Bangalore

S.R.J. 5 6 9 3 6 741 105

GOVERNMENT

19th August 1899

Bangalore

My dear Sir

I send the memo wanted
The main facts in this
are embodied in what
already with you.

Yours truly
B. Krishnaji

C. Sankaran Nair Esq
B.A.B.L.

S.R.-F. 86 of 16-7

Enclosure to 4411

Memorandum on the Subject of the Pay and Allowances of Mr. Kearns Special Excise Assistant Commissioner, Mysore Division.

1. When I was appointed to Mysore, I was drawing as Acting Assistant Commissioner, Masulipatam Rs 480/- per month excluding Exchange Compensation Allowance at the prescribed rates. This can be verified by a reference to the Last Pay Certificate which I Submitted with the first Pay Bill. Here I only draw Rs 400/- also excluding Exchange Compensation Allowance.

2. I have therefore suffered a dead loss of Rs 80/- per month to Say nothing of the Supposed increase I was to get in coming here on deputation. The Pay of my permanent appointment was Rs 350/- and therefore in getting 400 Rs/- a month I was nominally given the pay of a grade higher than that of ~~any~~ grade, but as I was in officiating charge and should have continued officiating even to date. I have been a dead loser; in addition to which the cost of living here is infinitely higher than in the Mofussal in Madras.

3. In support of my statement that I would have still continued to act as Assistant Commission

I can point to the letter from the Secretary to the Board of Revenue dated 13th April asking if I was returning to service under that Government as "you are likely to get an acting Assistant Commissionership if you do so soon" which letter I showed the Commissioner. The appointment referred to would have been one for 18 months and is now held by an officer a grade Junior to me.

4. When I was appointed to act as Assistant Commissioner, Masulipatam, I superceded 24 of my seniors in rank or service. In reply to a question asked in the Legislative Council by the Honorable Mr P. Rengayya Naidu as to the reason for my promotion, the Honorable Mr Price replied "His Excellency Lord Wenlock considered Mr Harris to be the officer best qualified for the post". Yet, as matters now stand, and have stood, since I came here four of these men that I superceded have acted and are acting as Assistant Commissioners and consequently have drawn more pay than I have done, and two of my Juniors both of them in the grade below mine and 13 and 21 places below me in the gra[illegible] list have acted, and are still acting

acting, and are consequently drawing more pay than I do. In addition to this Mr. Hawkins who is also my Junior, and who was recently on Special duty in the Civil and Military Station drew more pay than I have done.

5. I am drawing here only Rs 400/- and have charge of three Districts and a portion of a fourth, whereas, first grade Inspectors in Madras, who have charge of only two or three Taluks, and whom I Supersceded, draw exactly the same amount. Yet there is no comparison between the work and responsibility I have, and that they have.

6. In May last the Commissioner communicated to me the result of an interview on this Subject with the Dewan and in my letter dated 16th May I replied that the Board could not see their way to Gazetting me in Madras as desired by the Dewan.

7. Under these circumstances I have ventured

venture to ask that the Government will make my pay Rs 600/- a month, and that they will kindly make it retrospective pecuniarily, I have suffered heavily since I have been here, and if I have done my work to the satisfaction of the Government and the Commissioner I would respectfully urge that I am deserving of fair pay. Mr. Davy who has no whit more work to do than I have draws nearly double what I am doing. All I ask for is that I may not be made to suffer a pecuniary loss by reason of my deputation here.

A.S. Kearns
19. 10. 95.

P. S. The pay of the last grade of Assistant Commissioners in which I am acting is Rs 500/- per month, and what I am asking for is for deputation pay of a grade higher i.e. 600/-.

Urgent

SECTION S. R.

FILE No. 60-99 No. 3450 88-97

SERIAL No. /

FROM

(38)

THE FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

To

The Dewan of Mysore.

Dy No Pol 188 Ex 41.

Dated Bangalore, 4th August 1899

SIR,

In Captain Erskine's letter No.6040 dated the 11th November 1898, it was stated that the Government of Madras had no objection to the retention by the Durbar of Mr.Kearns' services on excise duty in Mysore up to 30th June 1899.

2. Now that this period has expired, I am directed to enquire, for the information of the Madras Government, whether Mr.Kearns returns to the Madras Salt Department, and if so, on what date.

3. The favour of a very early reply is requested.

I have the honor to be

Sir,

Your most obedient servant

First Assistant Resident.

Applg for y/s extension on Salary proposed by Secretariat.
Draft for appl by
16/8/99

SECTION 811 560/86-7

FILE No. 60-99

SERIAL No. 39 Sl 39

(39)

Here enter letter No: 3450 of 4th
38-97

August 1898 from the First Asst:
to the Resident enquiring whether
Mr Kearns returned to the Nandi
Salt Dept: and if so on what
date.

No 1236 8/9/1899

8/9/1899

Copy of the above is forwarded
to the Meise Commr with a requ
that he will kindly furnish as early
as possible information on the
points referred to in the First
Asst Resident's letter.

By Order.

N
8/8/99
for Secretary

VC
8/8/99

Mr
After Diary, please
submit this
file for inspn
N 8/8/99

Very urgent

S.R. F 7560/96-7

Excise]

GOVERNMENT DEPARTMENT
Gl. No. 744
AUG 14 1899
DEWAN'S OFFICE

1899

133

40

Apt Secy wants the Dewan.

Please obtain the Dewan's orders as early as possible & send the same to me to be noted with the file - This letter is marked "Urgent" & a very early reply has been asked for - Mr Kearns services were lent to Mysore upto 30th June 1899 -

12/8/99

SECTION Gen & 99

FILE No. 60-99

SERIAL No. 3

From The Excise Commissioner in Mysore

To

THE SECRETARY TO GOVT. OF MYSORE,

Jewal & Revenue Depts.

Dated 10th August 1899.

Despatched 11 —do—

Received

General No. 1350

No. 47 Enclosure No.

In reply to Secretary's official memorandum No. 1236 Ex. 7. 15-96 dated 9th instant. SUBJECT.

States that he has already submitted demi-officially a memorandum to the Dewan recommending that the services of Mr. Kearns on Excise duty in Mysore may be retained upto 30th June 1900.

12.8.99

References
(to be entered only in the Dewan's Office.)

Subd Secretary
The file is before the Dewan (vide slip below).

12/8/99

Ref
12/8/99

No. 1350/47

4

Excise Commissioner's office
Bangalore, dated 10th August 1899.

From

The Excise Commissioner
in Mysore

To

The Secretary to Government
General and Revenue Department.

Sir,

In reply to your official memorandum No. 1236/Ext.15-96, dated 9th instant, I have the honor to state that I have already submitted demi officially a memorandum to the Dewan recommending that the services of Mr. Kearns on Excise duty in Mysore may be retained for another year, namely, upto 30th June 1900. Accordingly I beg to solicit that the Resident may be requested to move the Madras Government to allow Mr. Kearns to remain on duty in the Mysore State upto 30th June 1900.

I have the honor to be,
Sir,
Your most obedient Servant

J. McInnes

Excise Commissioner
in Mysore

3/-

S.R. F/56 of 96-7
Sl 42 Reinstt

SECTION Sl
FILE No. 60-99
SERIAL No. 4

1899. (42)

The First Assistant
to the Resident in
Mysore —

Dated 18th August. 1899-

No. 1683 hl
Rn F/5. 8/96-97 24

Sir

In reply to your
letter No. 3450/88-97 dated 4th
Instant enquiring when
Mr. Keatinge would return
to the Madras Salt
Department I am di-
rected to state that
the Durbar desire to retain
his services for a further
period of one year "on
~~condition with the free~~
~~Assistantship which he~~
~~is employed~~, and to re-
quest the favor of your
moving the Madras Govern-
ment to sanction the
continuance of his loan
till the 30th June 1900-

The Resident

6

2. Mr Keanes [illegible]
joined his duties under
the Durbar in August
1897 and has for the
past two years been
drawing a pay of only
Rs 400. The Durbar now
propose to raise his pay
to Rs 600 with effect from
1st April 1899 in con-
sideration of the very
good work he has done
and I am to request
that sanction for such
increase may kindly be
obtained. The Durbar
understand that Mr
Keanes, had he continued
in Madras, would have
been in receipt of a larger
salary than Rs 400 for a
considerable period and
that as a matter of fact
his juniors in the Madras
service are now receiving
larger salaries than his
present salary. I am
to enclose for further
information a copy of
a Memo submitted
by Mr Keanes regarding

Subo to Secy fin dept — S.R.F. 56 of 96-7

S143

From 23.XI.99 — 4775-189

No. 3332 M. 24 399

Vol 81

116

Encl. at Resn. 126

48

To

THE SECY. TO THE GOVT. OF MYSORE,
GEN. & REV. DEPTS.

SECTION SR

Dated 25 Nov 99

Despatched

Received

FILE No. 60-99

SERIAL No. 5

General No. 5218

No. 88-97

Enclosure No.

The Madras Govt have no objection (1) to our retaining Mr. Kearns services till 30 June 1900, or (2) to his salary being raised to Rs 600 with effect either from the date of his transfer to this Govt (4 August 1897) or from the 1st April 1899, at the option of the Darbar.

We have already proposed the latter date in our letter to Govt of the 24 Aug 1899.

25/11/99

Forwarding for information copy of letter from the Secy to Govt of Madras Rev Dept & requesting that the date from which Mr Kearns is granted a salary of Rs 600 a month may be intimated to his Office

---

References to be marked.

Excuse

Dy 23/11/99

Ended to Accountt Genl 28-11-99

28.11.99

Communicate return of loan and give effect to promotion from 1 April 1899

4.12.99

proposal sanctioned 9-12-99

117.

Enclosure to Sl 43 (43) 9

THE RESIDENT'S OFFICE.

No. 5213 / 88.97

Bangalore, the 21st Nov 1899.

Rect 22/11/99 HC

Sl no 42 on file.

Copy of the following ~~letter for information to~~ correspondence forwarded to the Dewan of Mysore for information, with reference to his letter No. 1683/Ex.F.15-96 dated the 24th August 1899.

It is requested that the date from which Mr. Kearns is granted a salary of Rs.600/ a month may be intimated to this office.

First Assistant Resident.

Letter No. 3893, dated the 1st September 1899 from the Officiating Resident in Mysore, to the Secretary to the Government of Madras, Revenue Department.

With reference to your letter No. 2750 dated the 26th July 1899, I have the honor to forward for the consideration of the Madras Government, a copy of a letter No. 1683/Ex.F.15-96 dated the 24th August 1899 from the Mysore Durbar and of its enclosure, concerning the wish of the Durbar for the further

Encl 4 885 10 118

Ext 30/6/900

retention in their services of Mr.Kearns of the Madras Salt and Abkari Department who is employed on excise duty in Mysore.

2. It will be seen that the Durbar wish to retain Mr Kearns' services till the 30th June 1900 and to raise his pay from Rs.400/ to 600 with effect from the 1st April 1899. In this connection, I would point out that when Mr.Kearns' services were originally lent to Mysore in 1897, though his net substantive pay was Rs.400/- a month, he was actually in receipt of Rs.480/- a month in Madras as Officiating Assistant Commissioner, 4th grade. He now states that it is unlikely that if he had remained in Madras he would have reverted from the officiating appointment. If this be the case, he could apparently at the time of transfer have reckoned, under the note to article 806 IV (1) of the Civil Service Regulations, his permanent pay in Madras for the purpose of calculation of his pay on transfer to Mysore as Rs.480. He could then have claimed the pay of the grade above that of Officiating Assistant Commissioner of the 4th grade, that is to say, he could under the note in question have been allowed to draw while in Mysore the pay of an Officiating Assistant Commissioner of the 3rd grade.

3. If, then, it is the case that Mr.Kearns would not in Madras have reverted from his officiating appointment, I am inclined to think that he might be granted the pay of an officiating Assistant Commissioner of the 3rd grade with effect from the date of his transfer. I would be glad to know whether the Madras Government are disposed to approve of this arrangement, and if so, what the exact amount of Mr.Kearns' pay and allowances while in the service of the Mysore Government

will be.

Encl to Sl. 5

119

Letter No.3889 dated the 8th November 1899, from the Ag: Secretary to the Government of Madras, to the Resident in Mysore.

In acknowledging the receipt of your letter No.3893/88-97, dated 1st September 1899, I am directed to state that His Excellency the Governor in Council has no objection to the retention by the Mysore Durbar of Mr.Kearns' services up to 30th June 1900.

2. I am to add that at the time of his transfer Mr.Kearns' pay exclusive of house-rent was Rs.350/ plus an allowance of Rs.130 as Acting Assistant Commissioner; that he would probably have retained such pay and allowance had he remained in British service; that his initial pay in foreign service might on this basis be reckoned at Rs.500/ the pay of a fourth grade Assistant Commissioner under the Note to Article 806 (iv)(i) of the Civil Service Regulations; and that this Government sees no objection to his salary being raised to Rs.600/ the pay of the next higher grade, with effect from the date of his transfer, or from the 1st April 1899 as the Mysore Durbar may desire.

43 K.W 120 12

Enclosure No. 5.

Extract from the Madras Civil Service Regulations

Conditions of Foreign Service of the first Kind.

Explanation

805. The position of the Govt: of India and the difficulty experienced by Native States and public bodies in obtaining competent officers without its assistance frequently render it necessary for the Govt:, for political or for public reasons, to transfer its officers to the service of such States or bodies. Such transfers would, as a general rule, be impossible if the conditions were insisted on, that the officer transferred should give up his privileges as an officer in the Service of the Govt: of India and the rules prescribed in this part of these Regulations show what financial arrangements are to be made in the case of officers of Govt: lent or transferred to service paid by Native States, Municipalities and other bodies whose revenues are distinct from the public revenues of Govt:, such as Courts of Wards, Port Trusts etc and permitted at the same time to retain their privileges as servants of Govt:

Sanction to Transfer

806. An officer may not be transferred to Foreign Service of the first kind unless the following conditions are complied with :-

(IV) The officer transferred shall receive only the remuneration agreed upon or sanctioned by the Local

B

Local Govt: or the Govt: of India, as the case may be, on his behalf. The remuneration admissible shall ordinarily be determined by the following rules:

(1) If an officer is transferred to a post the duties of which are similar to those of the post which at the time of his transfer he was holding in British Service, his pay, if he belongs to a graded service, shall not exceed that of the grade to which he would next rise if he remained in British service. If he does not belong to a graded service, it shall not exceed by more than 25 per cent. his pay in British service at the time of transfer.

Note — If at the time of transfer an officer is receiving acting allowance for officiating in an appointment from which it is unlikely that he will revert, his initial pay in Foreign service may be calculated with reference to his salary at the time of transfer.

(W4) 10 copies

S.R-F 5 6 of 96-7 (44) 192

SL44 The First Asstt Sec. to the Resr in Regn

SECTION 8R
FILE No. 6-99
SERIAL No. 6

No. 4233. Dr 11/12/99
Dr 715 of 96 11

Sir

I am directed to acknowledge the receipt of your memo. No 5-213 of the 21st ultimo, ~~in the matter of Mr Hearn's leases~~ communicating the consent of the Resr Govt to the retention by the Warden of Mr Hearn's leases up to the 30th June 1900; and, in reply to ~~the enquiries~~ para 2 thereof, to say that Mr Hearn's ~~petition~~ to Rs 600 a month will take effect (as already intimated) from the 1st April 1899.

I have &c

11 10/12/99

9-12-99.

11/12/99

S.R. Fl. Read. 56 of 1896 [illegible] 46 125

SL45 Letter no. 135 of the 47
10th August 1899 from the
Excise Commr in Mysore,
soliciting that the Resident
may be requested to move
the Madras Govt to allow
Mr. Kearns to remain on
duty in the Mysore
State up to 30th June
1900.

Correspondence ending
with Residency Memo.
No. S-213 of the 21st Nov. 1899
communicating the consent
of the Madras Govt to the
retention by the Mysore Govt
of Mr. Kearns' services up
the 30th June 1900.

Refer thereon 4234-5.
Ex. F. 15 of 96-97

The Excise Commr
will be informed that
the Madras Govt have expressed
their consent to the retention
by the Mysore Govt of Mr.
Kearns' services up to
the 30th June 1900.

2. In the consideration
of the good work done by

Mr Hearn in the State,
the Govt are pleased to
raise his pay to £100
with effect from the
1st April 1899.

9-12-99

To
The Excise Comr in Sydney
The Comptroller T. & C.